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**BLACKHAWK ENGINEERING, INC.**

Rt. 1, Box 146-H5 - Helper, Utah 84526 - Telephone (435) 637-2422

Jacobsen
*1/007/016***FAX**Date: 1/29/02# of Pages: 1 + CoverTo: Lusson White

Phone No. _____

Fax No. (801) 359-3940From: Dan Shug

Phone No. _____

Fax No. (435) 637-2431

Comment:

Here's the Proof of Publication.
According to my records, the landowner
letters were mailed on 10/24/01.
Call if you have any questions.

Thanks,
Dan

RECEIVED

JAN 29 2002

DIVISION OF
OIL, GAS AND MINING

AFFIDAVIT OF PUBLICATION

STATE OF UTAH)

SS.

County of Carbon.)

I, Kevin Ashby, on oath, say that I am the Publisher of the Sun Advocate, a twice-weekly newspaper of general circulation, published at Price, State a true copy of which is hereto attached, was published in the full issue of such newspaper for 4 (Four) consecutive issues, and that the first publication was on the 30th day of October, 2001, and that the last publication of such notice was in the issue of such newspaper dated the 20th day of November, 2001.

Kevin Ashby
Kevin Ashby - Publisher

Subscribed and sworn to before me this 20th day of November, 2001.

Linda Thayne

Notary Public My commission expires January 10, 2003 Residing at Price, Utah

Publication fee, \$487.04

**PUBLIC NOTICE**

Application for Phase I Bond Release
Gordon Creek No. 27/8 Mines
Permit #ACT007/016
Mountain Coal Company, L.L.C.
P.O. Box 591
Somerset, Colorado 81434

Mountain Coal Company, P. O. Box 591, Somerset, Colorado, 81434, a wholly owned subsidiary of Arch Western Resources, L.L.C., has filed with the Division of Oil, Gas & Mining an application for partial release of the reclamation performance bond for its Gordon Creek No. 27/8 Mines.

The company has completed Phase I of the approved reclamation plan for the Gordon Creek No. 27/8 Mines. This is based upon the completion of backfilling, grading, topsoil replacement and drainage control in accordance with the approved plan. There were approximately 34.88 acres of disturbed area associated with this operation. Of this, approximately 1.63 acres were associated with the new sediment ponds (to be reclaimed at a later time) and 0.73 acres were associated with the Sweet's Canyon Pond, which will not be reclaimed. Phase I Bond Release is requested on all reclaimed area, exclusive of the above pond areas, or 32.52 acres.

The present bond posted for this site is \$641,443.00. This is a surety bond. Mountain Coal Company is hereby applying for release of 60% of the original bond, or \$384,865.00.

The Gordon Creek No. 27/8 Mines are located in Bryner Canyon, approximately 20 road miles northwest of Price, Utah. The permit area is described as follows:

Township 13 South, Range 8 East, SLBM, Utah
Sec. 17: SE1/4 SW1/4 SW1/4
Sec. 18: N1/2 SE1/4, N1/2 SW1/4 SE 1/4, S 1/2 NE1/4 SW 1/4, SE1/4 SW 1/4, SE 1/4 SW 1/4 SW 1/4

The permit area is located on the Jump Creek, Utah, U. S. Geological Survey 7.5 minute quadrangle map.

Federal Coal Leases were #U-53159 and #U-8319, now relinquished.

The Gordon Creek No. 27/8 Mines have been operated and reclaimed under permit ACT007/016. The existing permit was renewed and approved on August 28, 1999.

The Gordon Creek No. 27/8 Mines were closed in November, 1990. Site demolition was completed in 1991. Backfilling and grading started in 1995 and finished in August 1997. Additional regrading was completed in July, 1999.

This notice is being published to comply with the Surface Mining Control and Reclamation Act of 1977 and State and Federal regulations promulgated pursuant to said act.

Written comments or objections may be submitted to: State of Utah Department of Natural Resources, Division of Oil, Gas & Mining, 1594 West North Temple, Suite 1210, Box 145801, Salt Lake City, Utah 84114-5801.

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